

## REGULAR MEETING

May 8, 2000

The Regular Meeting of the Annapolis City Council was held on May 8, 2000 in the Council Chamber. Mayor Johnson called the meeting to order at 7:37 p.m.

Present on Roll Call: Mayor Johnson, Aldermen Hammond, Tolliver, Gilmer, McMillan, Carter, Fox, Moyer

Alderman Sachs was absent.

Staff Present: City Attorney Goetzke

Alderman Gilmer moved to approve the Minutes of April 10, 2000 and April 24, 2000. Seconded. CARRIED on voice vote.

## AWARDS AND PRESENTATIONS

Mayor Johnson proclaimed the week of May 20 through 26, 2000 to be Safe Boating Week.

## PETITIONS, REPORTS AND COMMUNICATIONS

1. Louise Beauregard Meyers  
2 Maryland Avenue  
Annapolis, MD 21401

Spoke regarding economic development, O-49-99, O-17-00, R-11-00

2. Jerome Feldman  
900 Bestgate Avenue, #104  
Annapolis, MD 21401

Spoke in favor of O-14-00

3. Ed Hartman  
116 Defense Highway, Suite 300  
Annapolis, MD 21401

Spoke in favor of O-15-00

4. Josh Cohen  
304 Washington Street  
Annapolis, MD 21403

Spoke in favor of R-9-00

5. Julie Stankivic  
906 Primrose Road, Apt. #4  
Annapolis, MD 21403

Spoke in favor of R-20-00

6. Jeff Holland  
7013 Bay Front Drive  
Annapolis, MD 21403

Spoke in favor of R-9-00

7. Esther Sharps  
1819 Bowman Drive  
Annapolis, MD 21401

Spoke against drug-loitering free zones

8. Robert Eades  
144 O'Bery Court  
Annapolis, MD 21401  
  
Spoke against drug-loitering free zones
9. Veronica Meneely  
32 Wilzlinor Drive  
Edgewater, MD 21037  
  
Spoke in favor of R-9-00
10. Mark Jefferies  
1106 Bay Ridge Ave.  
Annapolis, MD 21403  
  
Spoke in favor of R-9-00
11. Chris W. Kellogg  
952 Creek Drive  
Annapolis, MD 21403  
  
Spoke in favor of R-9-00
12. Shannon Rogvenore  
908 Primrose Road, #204  
Annapolis, MD 21403  
  
Spoke in favor of R-20-00
13. Harold Lloyd  
72 Southgate Avenue  
Annapolis, MD 21401  
  
Spoke against drug-loitering free zones
14. Fred Delavan  
170 Jennifer Road  
Annapolis, MD 21401  
  
Spoke in favor of O-16-00
15. Patrick Teeling  
316 Adams Street  
Annapolis, MD 21403  
  
Spoke in favor of R-9-00
16. Paul Meyer  
221 Dewey Street  
Annapolis, MD 21401  
  
Spoke in favor of R-9-00

## LEGISLATIVE ACTION

### ORDINANCES

- O-49-99 For the purpose of authorizing the Second Amendment to Lease dated 1/1/95 as modified by an Amendment to Lease dated November 13, 1997 with Eastport Seafood Company and Eastport LLC for certain municipal property know as the McNasby's Property, located at 723 Second Street in the City of Annapolis; and all matters relating to said Second Amendment to Lease.

There being no voice objection O-49-00 was postponed.

- O-4-00 For the purpose of amending the configuration of the Annapolis harbor line outboard of 1 Shipwright Street on Spa Creek; and all matters relating to said harbor line.

Alderman Hammond moved to adopt O-4-00 on second reading. Seconded.

The Port Wardens Committee reported favorably with an amendment on O-4-00.  
The Environmental Matters Committee reported favorably as amended on O-4-00.

Alderman Tolliver moved to amend O-4-00 as follows:

No. 1

On Page 2, amend lines 1 through 4 as follows:

**“SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that the harbor line ~~at 1 Shipwright Street on Spa Creek (currently, Olde Towne Marina) be amended as a line between points A, B, C, D and E on the~~ shall be amended as a line 10 feet outboard of all pilings and piers that were in place as of February, 1980 when the harbor line was originally drawn (see attached Harbor Line Map).”

Seconded. CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

Alderman Hammond moved to adopt O-4-00 amended on third reading. Seconded. CARRIED on voice vote.

- O-14-00 For the purpose of providing the written consent of the City of Annapolis to the proposed Assignment of the Lease by and between Thomas Gannon and Judith Gannon, trading as Chutney's Gourmet, Inc., and the City of Annapolis for certain space in the Markethouse to Nick Pantelides and Dolly Pantelides, as is required by said lease; and all matters relating to said assignment of lease.

Alderman Hammond moved to adopt O-14-00 on first reading. Seconded. CARRIED on voice vote.

Alderman Gilmer moved to suspend the rules to dispense with the referral to standing committee and third reading on O-14-00. Seconded. CARRIED on voice vote.

Alderman Hammond moved to adopt O-14-00 on second reading. Seconded. CARRIED on voice vote.

- O-15-00 For the purpose of providing the written consent of the City of Annapolis to the proposed assignment of the lease by and between Markethouse Ice Cream, Inc., trading as Markethouse Ice Cream, Inc. and the City of Annapolis for certain space in the Markethouse to Mainstay, LLC, as is required by said lease; and all matters relating to said assignment of lease.

Alderman Hammond moved to adopt O-15-00 on first reading. Seconded. CARRIED on voice vote.

Alderman Hammond moved to suspend the rules to dispense with the referral to standing committee and third reading on O-15-00. Seconded. CARRIED on voice vote.

Alderman Hammond moved to adopt O-15-00 on second reading. Seconded. CARRIED on voice vote.

O-16-00 For the purpose of correcting, through an Addendum to Purchase and Sale Agreement, the property description set forth in the Agreement to convey the City's rights, title and interest in the property known as 324 West Street (formerly the Texaco Service Station) and 2 Taylor Avenue in the City of Annapolis, to JBJ Management Company, Inc. ("BJJ"); and all matters relating to said Addendum to Purchase and Sale Agreement.

Alderman McMillan moved to adopt O-16-00 on first reading. Seconded. CARRIED on voice vote.

Alderman McMillan moved to suspend the rules to dispense with the fiscal impact note, the referral to standing committee and third reading on O-16-00. Seconded. CARRIED on voice vote.

Alderman Tolliver moved to adopt O-16-00 on second reading. Seconded.

Alderman Tolliver moved to amend O-16-00 as follows:

on page 2, line 6 as follows:

**SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that it hereby approves and authorizes the Addendum to Purchase and Sale Agreement attached hereto related to the conveyance to JBJ, of the City's rights, title and interest in 324 West Street and 2 Taylor Avenue in the City of Annapolis, subject to appraisal and consideration of fair market value.

Seconded. CARRIED on voice vote.

The main motion, as amended, CARRIED on voice vote.

O-17-00 For the purpose of establishing that persons found guilty of violating Section 11.20.010 shall be subject to mandatory penalties as established by the State of Maryland and mandatory drug counseling; and matters generally relating to said controlled dangerous substances.

Alderman Moyer moved to adopt O-17-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Economic Matters Committee.

## RESOLUTIONS

R-9-00 For the purpose of requesting that the vessel known as "Half Shell" be provided space  
Amended at the City Dock.

Alderman Moyer moved to adopt R-9-00 Amended on second reading. Seconded. CARRIED on voice vote.

R-10-00 For the purpose of approving the job description for the civil service position of Life Safety Inspector; establishing the pay grade for said job description; and all matters relating to said job description and pay grade.

Alderman Hammond moved to adopt R-10-00 on second reading. Seconded. CARRIED on voice vote.

R-11-00 For the purpose of approving the job descriptions for the civil service positions in the Annapolis Police Department by revising the job title and description of Police Property Supervisor to Police Property Coordinator; revising the job description and reclassifying three Clerk Typist II positions currently assigned to the Records Division to Police Records Specialist; revising the job description and reclassifying the current vacant position of Police Records Manager to Police Records Coordinator; eliminating the existing civil service position of Police Evidence Technician I; and all matters relating to said job descriptions and pay grades.

Alderman Hammond moved to adopt R-11-00 on second reading. Seconded. CARRIED on voice vote.

R-12-00 For the purpose of approving the job descriptions for the civil service positions in the Department of Recreation and Parks by reclassifying the position of Recreation Program Coordinator to Program Supervisor; adding the new civil service position of Sports Supervisor; amending the job description of Recreation Maintenance Worker II; eliminating the existing civil service position of Recreation Administrator; establishing the pay grade for said job descriptions and all matters relating to said job descriptions and pay grades.

Alderman Hammond moved to adopt R-12-00 on second reading. Seconded. CARRIED on voice vote.

R-15-00 For the purpose of expressing appreciation for the efforts and goodwill of the Anne Arundel County Superintendent of Education, Dr. Carol S. Parham; and condemning the racist death threat she received in the course of performing her duties May 5, 2000.

Alderman McMillan moved to adopt R-15-00 on first reading. Seconded. CARRIED on voice vote.

There being no voiced objection, the rules were suspended to allow passage of the resolution at the meeting of introduction.

Alderman Hammond moved to adopt R-15-00 on second reading. Seconded. CARRIED on voice vote.

R-16-00 For the purpose of designating a certain area including 1813 Bowman Drive and those areas located within five hundred feet thereof in the City of Annapolis as a Drug-Loitering Free Zone; and all matters relating to said designation.

Alderman McMillan moved to adopt R-16-00 on first reading. Seconded. CARRIED on voice vote.

Aldermen Moyer and Tolliver requested the record reflect their vote of abstention on R-16-00.

R-17-00 For the purpose of designating a certain area including 1826 Bowman Drive and those areas located within five hundred feet thereof in the City of Annapolis as a Drug-Loitering Free Zone; and all matters relating to said designation.

Alderman McMillan moved to adopt R-17-00 on first reading. Seconded. CARRIED on voice vote.

Aldermen Moyer and Tolliver requested the record reflect their vote of abstention on R-17-00.

R-18-00 For the purpose of designating a certain area including 1837 Bowman Drive and those areas located within five hundred feet thereof in the City of Annapolis as a Drug-Loitering Free Zone; and all matters relating to said designation.

Alderman McMillan moved to adopt R-18-00 on first reading. Seconded. CARRIED on voice vote.

Aldermen Moyer and Tolliver requested the record reflect their vote of abstention on R-18-00.

R-19-00 For the purpose of designating a certain area including 1840 Bowman Court and those

areas located within five hundred feet thereof in the City of Annapolis as a Drug-Loitering Free Zone; and all matters relating to said designation.

Alderman McMillan moved to adopt R-19-00 on first reading. Seconded. CARRIED on voice vote.

Aldermen Moyer and Tolliver requested the record reflect their vote of abstention on R-19-00.  
Aldermen Gilmer and Carter requested the record reflect their no vote R-16-00.

R-20-00 For the purpose of establishing that the City shall negotiate the purchase of the 8.6112 acres of woodlands located at the intersection of Primrose Road and Cove Road, known as the "August Woods" property; and all matters relating to said purchase.

Alderman Moyer moved to adopt R-20-00 on first reading. Seconded. CARRIED on voice vote.

#### BUSINESS AND MISCELLANEOUS

1. Housing and Community Development Committee Recommendations for Action: Consolidated Plan for Housing and Community Development FY 2001 - 2005 and the Action Plan for FY 2001

Alderman Gilmer moved to approve the Housing and Community Development Committee Recommendations for Action: Consolidated Plan for Housing and Community Development FY 2001 - 2005 and the Action Plan for FY 2001. Seconded. CARRIED on voice vote.

2. Civil Service Board Recommendations for Action dated March 20, 2000

Alderman Hammond moved to approve the Committee Recommendations for Action dated March 20, 2000. Seconded. CARRIED on voice vote.

3. Finance Committee Recommendations for Action dated April 18, 2000

Alderman Fox moved to approve the Finance Committee Recommendations for Action dated April 18, 2000. Seconded. CARRIED on voice vote.

4. Payment of Monthly Bills

Alderman Carter moved to pay the monthly bills. Seconded. CARRIED on voice vote.

5. Appointments

Alderman McMillan moved to approve the Mayor's appointments of the following individuals as set forth in Memoranda dated May 1, 2000 and May 8, 2000:

Recreation Advisory Board	Jan Pitcairn
Recreation Advisory Board	Stanley A. Taylor
Human Relations Commission	Lindsay M. Barranco
Human Relations Commission	Patience A. Schenck
Housing and Community Development Committee	Carol S. Lewnes

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned 10:17 p.m.